

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Hon Jose L. Linares
v. : Crim. No. 09-864
DENNIS ELWELL and :
RONALD MANZO : ORDER

This matter having been opened to the Court on the joint application of the United States of America, Paul J. Fishman, United States Attorney (Maureen Nakly, Assistant U.S. Attorney, appearing) and defendants Dennis Elwell (by Thomas Cammarata and Jeffrey Garrigan, Esqs.) and Ronald Manzo (by Samuel De Luca and George Taite, Esqs.) for an order continuing the proceedings and excluding time from computation under the Speedy Trial Act of 1974; the Court makes the following findings:

1. The charges in this case are the result of a lengthy investigation involving a large number of audio and video recordings;

2. In light of the above, defense counsel have represented to the Court that they require additional time to review discovery, investigate the charges and prepare for trial in this case;

3. The Court previously has found that this case is sufficiently complex that it is unreasonable to expect adequate preparation for pretrial proceedings and for the trial itself within the time limits established by the Speedy Trial Act of 1974;

4. Both defendants have requested and consent to the granting of a continuance in this matter; and

5. In light of the complexity of the case, pursuant to 18 U.S.C. § 3161 (h) (7) (B) (ii), an order granting a further continuance in this matter serves the ends of justice, and a failure to grant such a continuance would unreasonably deny counsel for the defendants the reasonable time necessary for effective preparation, taking into account the exercise of due diligence, pursuant to 18 U.S.C. § 3161(h) (7) (B) (iv), and for good cause shown;

WHEREFORE, it is on this 10th day of January, ~~2010~~,²⁰¹⁰
ORDERED THAT:

1. A pretrial status conference shall be held on March 14, 2011 @ 2:00 P.M.;
2. Jury Selection is scheduled for APRIL 26, 2011 at 9:30 AM and;
3. Trial shall commence on MAY 2, 2011, @ 9:30 AM

IT IS FURTHER ORDERED THAT the proceedings in this matter shall be continued from the date this Order is signed through and including the date of trial; and

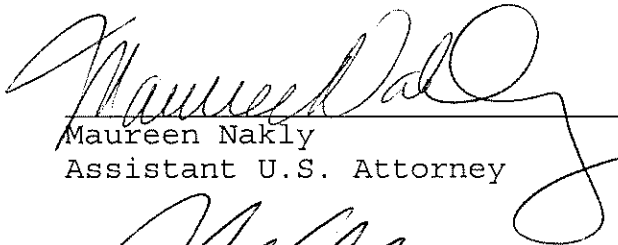
IT IS FURTHER ORDERED THAT the time period from the date this Order is signed through and including the date of trial shall be excluded from computing time under the Speedy Trial Act of 1974; and

IT IS FURTHER ORDERED THAT the remaining provisions of the Order for Discovery and Inspection shall remain in full force and effect.

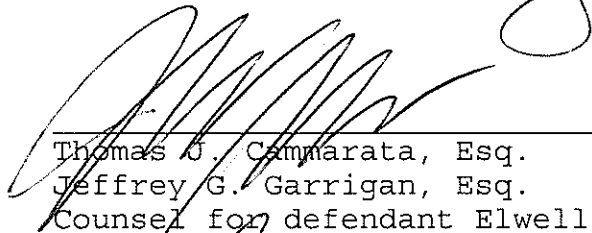


HONORABLE JOSE L. LINARES
United States District Judge

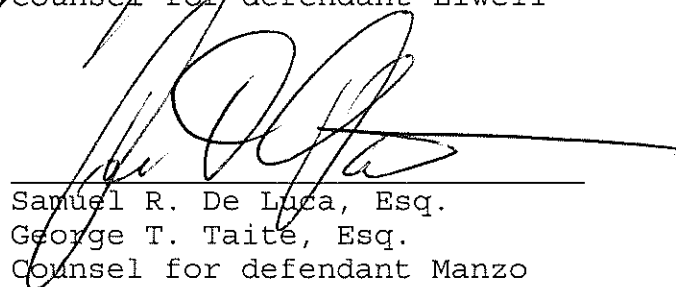
On Consent of the Parties:



Maureen Nakly
Assistant U.S. Attorney



Thomas G. Cammarata, Esq.
Jeffrey G. Garrigan, Esq.
Counsel for defendant Elwell



Samuel R. De Luca, Esq.
George T. Taite, Esq.
Counsel for defendant Manzo